

## Federal Housing Finance Agency

## § 1273.5

*Financing Corporation* or *FICO* means the Financing Corporation established and supervised by FHFA under section 21 of the Bank Act (12 U.S.C. 1441).

*Generally accepted accounting principles* or *GAAP* means accounting principles generally accepted in the United States.

*Independent Director* means a member of the OF board of directors who meets the qualifications set forth in § 1273.7(a)(2) of this part.

*NRSRO* means a credit rating organization registered as a Nationally Recognized Statistical Rating Organization with the Securities and Exchange Commission.

*Office of Finance* or *OF* means the Office of Finance, a joint office of the Banks established under this part 1273 and referenced in the Bank Act and the Safety and Soundness Act.

*Resolution Funding Corporation* or *REFCORP* means the Resolution Funding Corporation established by section 21B of the Bank Act (12 U.S.C. 1441b).

75 FR 23161, May 3, 2010, as amended at 78 FR 2328, Jan. 13, 2013]

### § 1273.2 Authority of the OF.

(a) *General*. The OF shall enjoy such incidental powers under section 12(a) of the Bank Act (12 U.S.C. 1432(a)), as are necessary, convenient and proper to accomplish the efficient execution of its duties and functions pursuant to this part, including the authority to contract with a Bank or Banks for the use of Bank facilities or personnel in order to perform its functions or duties.

(b) *Agent*. The OF, in the performance of its duties, shall have the power to act on behalf of the Banks in issuing consolidated obligations and in paying principal and interest due on the consolidated obligations, or other obligations of the Banks.

(c) *Assessments*. The OF shall have authority to assess the Banks for the funding of its operations in accordance with § 1273.5 of this part.

### § 1273.3 Functions of the OF.

(a) *Joint debt issuance*. Subject to parts 965 and 966 of this title, and this part, the OF, as agent for the Banks, shall offer, issue, and service (including making timely payments on principal

and interest due) consolidated obligations.

(b) *Preparation of combined financial reports*. The OF shall prepare and issue the combined annual and quarterly financial reports for the Bank System in accordance with the requirements of § 1273.6(b) and appendix A of this part, using consistent accounting policies and procedures as provided in § 1273.9(b) of this part.

(c) *Fiscal agent*. The OF shall function as the fiscal agent of the Banks.

(d) *Financing Corporation and Resolution Funding Corporation*. The OF shall perform such duties and responsibilities for FICO as may be required under part 995 of this title, or for REFCORP as may be required under part 996 of this title or authorized by FHFA pursuant to section 21B(c)(6)(B) of the Bank Act (12 U.S.C. 1441b(c)(6)(B)).

### § 1273.4 FHFA oversight.

(a) *Oversight and enforcement actions*. FHFA shall have such oversight authority over the OF, the OF board of directors, the officers, employees, agents, attorneys, accountants, or other OF staff as set forth in the Bank Act, the Safety and Soundness Act, and FHFA regulations issued thereunder.

(b) *Examinations*. Pursuant to section 20 of the Bank Act (12 U.S.C. 1440), FHFA shall examine the OF, all funds and accounts that may be established pursuant to this part 1273, and the operations and activities of the OF, as provided for in the Bank Act, the Safety and Soundness Act, or any regulations promulgated pursuant thereto.

(c) *Combined financial reports*. FHFA shall determine whether a combined Bank System annual or quarterly financial report complies with the standards of this part.

### § 1273.5 Funding of the OF.

(a) *Generally*. The Banks are responsible for jointly funding all the expenses of the OF, including the costs of indemnifying the members of the OF board of directors, the Chief Executive Officer, and other officers and employees of the OF, as provided for in this part.

(b) *Funding policies*. (1) At the direction of and pursuant to policies and procedures adopted by the OF board of